THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6870 of 2007

Dated: 05.04.2007

Between:

K. V. Subbaraju.

..... PETITIONER

AND

The Government of Andhra Pradesh,
Department of Mines and Geology, Nellore, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.6870 of 2007

ORDER:

The petitioner is statedly a Member of Territorial Constituency of Ozilli Mandal, Nellore District. It is his allegation that fifth respondent is resorting to extraction of road metal from the land comprised in R.S.No.31 situated at Veerlagunnapadu Village of Ozilli Mandal, Nellore District, without having a valid lease from the department of Mines and Geology and without having necessary permission from the District Collector, second respondent herein, for blasting. He also alleges that by use of blasting methods by fifth respondent there is likelihood of danger to the lives of the people in the Village. Seeking redressal, the petitioner allegedly approached second respondent, by way of written complaint, on 21.03.2007, in vain. Therefore, he filed instant writ petition seeking appropriate direction to the respondents.

The petitioner admittedly approached second respondent on 21.03.2007. Even before expiry of one month, he rushed to this Court and therefore, this Court is not inclined to exercise its discretion. However, it is observed that second respondent may look into the complaint, if necessary by causing an enquiry into the allegation made by the petitioner, and take necessary action. Be it noted, in case fifth respondent is already granted a valid quarry lease, he shall be heard before any coercive action is taken against him.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

05th April, 2007

ghn